

10/31/00  
1c890 U.S. PRO

11.01.00  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
267.153-DIV

Anticipated Classification  
of this Application:  
Class: 205 Subclass: 334  
Prior Application:  
Examiner: T. Tran  
Art Unit: 1741

1c813 U.S. PRO  
09/102322  
10/31/00

Asst. Commissioner for Patents  
Washington, D.C. 20231

SIR:

This is a request for filing a  
[ ] Continuation  
application under 37 CFR 1.53

[X] Divisional

of pending prior Application Serial No. 09/206,849

Filed on: December 7, 1998 of: Vincenzo ANTONUCCI et al

For: POLYMERIC MEMBRANE ELECTROCHEMICAL CELL OPERATING AT  
TEMPERATURES ABOVE 100°C

1. [X] Enclosed is a copy of the prior application,  
including the oath or declaration as originally  
filed and an affidavit or declaration verifying it  
as a true copy. (See 8 and 8a for drawing  
requirements).

2. [ ] Prepare a copy of the prior application.

3. [X] The Filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION,  
LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW

For	Number Filed	Number Filed Excess of 20	Rate	Basic Fee \$710.00
Total Claims	<u>3</u>	<u>0</u>	X \$18.00 =	<u>0</u>
Independent Claims	<u>1</u>	<u>0</u>	X \$78.00 =	<u>0</u>
Multiple dependent claims			[ ] Yes \$260.00 [ ] No	<u>0</u> \$710.00

4. [X] The Asst. Commissioner is hereby authorized to charge any fees which may be required, or to credit any over-payment to Account No. 02-2275. A duplicate copy of this sheet is enclosed.

[X] I hereby certify that this correspondence is being deposited with the U.S. Postal Service as express mail No. EL568917973US in an envelope addressed to the Asst. Commissioner for Patents, Washington, D.C. 20231 on October 31, 2000.

Date: October 31, 2000

Charles A. Muserlian  
Charles A. Muserlian # 19,683

5. [X] PTO Form 2038 is enclosed.

6. [X] Cancel in this application original claims 4 to 11 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes).

7. [X] Amend the specification by inserting before the first line in the sentence;

8. [ ] This is a [ ] Continuation, [X] Division of Serial No. 09/206,849 filed December 7, 1998  
Transfer the drawings from the prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used before payment of base issue fee).

8a. [ ] New formal drawings are enclosed.

8b. [X] Priority of application Serial No. MI 97A 002733  
Filed: December 10, 1997 in Italy  
is claimed under 35 USC 119.

8c. [X] The certified copy has been filed in the prior application Serial No. 09/206,849 Filed Dec. 7, 1998

9. [X] The prior application is assigned of record to DeNora S.p.A.

10. [X] The power of attorney in the prior application is to any one of the following: Jordan B. Bierman, Reg. No. 18,629; Charles A. Muserlian, Reg. No. 19,683; Donald C. Lucas, Reg. No. 31,275; all of 600 Third Avenue, New York, N.Y. 10016; Registration No. 18,818; its attorney to file this Declaration with full power of substitution and revocation and to transact all business in the Patent Office connected therewith.

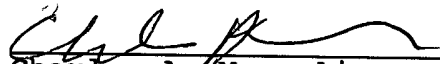
- a. ☒ The power appears in the original papers of the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☒ Recognize as associate attorney and address all future communications to:

Charles A. Muserlian, Reg. No. 19,683  
c/o Bierman, Muserlian and Lucas  
600 Third Avenue  
New York, N.Y. 10016

11. ☐ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application).
12. ☒ I hereby verify that the attached papers are a true copy of prior application Serial No. 09/206,849 as originally filed on December 7, 1998.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing thereon.

Date: October 31, 2000

  
Charles A. Muserlian  
Reg. No. 19,683

Bierman, Muserlian and Lucas  
600 Third Avenue  
New York, N.Y. 10016



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Date of Deposit: October 31, 2000

I hereby certify that this correspondence is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" Service under 37 CFR 1.10 on the date indicated above and is addressed to Asst. Commissioner for Patents, Washington, D.C. 20231.

A handwritten signature in cursive script, appearing to read "Charles A. Muserlian".

Charles A. Muserlian

09/702322